

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin D, had been in part omitted or abstracted from the articles.

Misbranding, Section 403 (a), the label statement "Each Capsule Contains * * * Vitamin D.... 333 units" was false and misleading as applied to the articles, which contained less than 333 units of vitamin D per capsule.

The articles were adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: March 16, 1954. The Coastal Pharmaceutical Co., Inc., Norfolk, Va., claimant, having consented to the entry of a decree and the libel actions having been consolidated, judgment of condemnation was entered and the court ordered that the products be released under bond for relabeling under the supervision of the Department of Health, Education, and Welfare.

21200. Adulteration and misbranding of Nutrifactor tablets. U. S. v. 264 Bottles, etc. (F. D. C. No. 36218. Sample No. 52574-L.)

LIBEL FILED: January 4, 1954, District of New Jersey.

ALLEGED SHIPMENT: On or about October 30, 1953, by Nysco Laboratories, Inc., from Long Island City, N. Y.

PRODUCT: 264 90-tablet bottles and 108 100-tablet bottles of Nutrifactor tablets at Jersey City, N. J.

RESULTS OF INVESTIGATION: The article was shipped in interstate commerce in a bulk container, and, upon receipt by the consignee, was repacked into the bottles. Analysis showed that the product contained 65 percent of the declared amount of vitamin C.

LABEL, IN PART: (Bulk container) "Nysco Laboratories, Inc. Special Formula C.F. 2243 Lot 4371 * * * Nutrifactor Tablets Each tablet contains: * * * C 10 mg. * * * For repackaging and relabeling Only."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), the valuable constituent, vitamin C, had been in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statement "Each tablet contains: * * * C 10 mg." was false and misleading as applied to the article, which contained less than the declared amount of vitamin C.

DISPOSITION: February 11, 1954. Default decree of condemnation and destruction.

INDEX TO NOTICES OF JUDGMENT F. N. J. NOS. 21151 TO 21200

PRODUCTS

	N. J. No.		N. J. No.
Beans, lima, frozen	21177	Cheese, muenster	21165
Brazil nuts	21184	Cornmeal	21153, 21154
Breading mix	21161	Dairy products	21163-21165
Butter	21163, 21164	Dog food	21169
Cake mix	21162	Eggs, frozen	21166, 21167
Candy	21151, 21152	Feeds and grains	21168, 21169
Cashew nuts	21185	Fish and shellfish	21170-21173
granulated	21186	Flavors. See Spices, flavors, and	
Cereals and cereal products	21153-21162	seasoning materials.	
		Flour	21154-21156